

**BLAKELY  
SOKOLOFF  
TAYLOR &  
ZAFMAN**

A LIMITED LIABILITY  
PARTNERSHIP INCLUDING  
LAW CORPORATIONS

1279 OAKMEAD PARKWAY  
SUNNYVALE, CALIFORNIA 94085  
(408) 720-8300 (Tel phone)  
(408) 720-8383 (Facsimile)

**RECEIVED  
CENTRAL FAX CENTER**

JUN 23 2004

**OFFICIAL**

**FACSIMILE TRANSMITTAL SHEET (TRANSMITTAL TO PTO)**

Deliver to: \_\_\_\_\_  
Firm Name: USPTO  
Fax Number: 703-872-9306 Telephone No.: \_\_\_\_\_  
From: Kenneth J. Cool  
Date: June 23, 2004 Time: \_\_\_\_\_  
Docket Due Date: June 24, 2004  
Operator: Krista Mathieson Matter: 42390P11434  
Number of pages including cover sheet: 8  
In Re Patent Application of: Achintya Bhowmik  
Application No.: 09/991,337  
Filed: November 13, 2001  
For: "ELECTRO-OPTIC MODULATOR"  
Enclosed are the following documents: Attached are the following:  
the Transmittal form and the Response to the Notice of Non-Compliant  
Amendment

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on:

Date of Transmission Krista Mathieson

(Typed or printed name of person transmitting paper)

Krista Mathieson on June 23, 2004

(Signature of person transmitting paper)

**CONFIDENTIALITY NOTE**

The documents accompanying this facsimile transmission contain information from the law firm of Blakely Sokoloff Taylor & Zafman LLP that is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution, or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

IF YOU EXPERIENCE ANY DIFFICULTY IN RECEIVING THE ABOVE PAGES, PLEASE CALL (408) 720-8300 AND ASK FOR THE OPERATOR NAMED ABOVE.

05/01/03

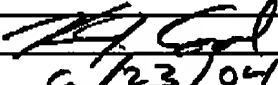
PTO/SB/21 (08-03)

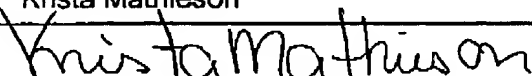
Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/991,337	
	Filing Date	November 13, 2001	
	First Named Inventor	Achintya Bhowmik	
	Art Unit	2822	
	Examiner Name	Guerrero, Maria F.	
Total Number of Pages in This Submission	7	Attorney Docket Number	42390P11434

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks It is believed no fee is due with this transmission at this time, however, should a fee be due, please charge Intel Corporation Deposit Account number 50-2001.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Kenneth J. Cool, Reg. No. 40,570	
Signature		
Date	6/23/04	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	Krista Mathieson	
Signature		Date 6/23/04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**RECEIVED  
CENTRAL FAX CENTER**

JUN 23 2004

**OFFICIAL**

Our Docket No: 42P11434

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/991,337 Confirmation No. 3513  
Inventor : Achintya Bhowmik  
Assignee : Intel Corporation  
Filed : Nov. 13, 2001  
Art Unit : 2822  
Examiner : Guerrero, Maria F.  
Title : ELECTRO-OPTIC MODULATOR

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment mailed on May 24, 2004, the Applicants respectfully request that the Examiner enter the following amendments.

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on:

Date of Transmission Krista Mathieson

(Typed or printed name of person transmitting paper)

Krista Mathieson June 23, 2004

(Signature of person transmitting paper)

Attorney Docket No.: 42P11434  
Application No.: 09/991,337

1

**INTRODUCTORY COMMENTS****Request for an Extension of Time**

This Response to the Notice of Non Compliant Amendment is submitted in response to the Notice of Non Compliant Amendment dated May 24, 2004 for which the shortened statutory period for response was set to expire on June 24, 2004. It is believed that no additional extension of time fee is required. In the event any extension of time fee is required, or any other fee related to this Response is required, please consider this a request therefore. Authorization is hereby given to charge Deposit Account No. 50-0221 for such fee or fees.

**Authorization to Charge Deposit Account**

Authorization is hereby given to charge Deposit Account No. 50-0221 for any fee or fees related to this Office Action Response.